THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.10163 OF 1997
Date: 22nd day of November,2006.

Between:
k.V.V.Satyanarayana

Petitioner

And

The Government of Andhra Pradesh,rep. by its
Secretary, Cooperation Department, Secretariat Buildings,
Hyderabad and others

Respondents

THE HONOURABLE SRI JUSTICE NOOTY RAMAMOHANA RAO

W.P.No.10163 OF 1997

ORDER:

1. This writ petition has been instituted by a paid employee of the Primary Agricultural Cooperative Credit Society, calling in question the validity of letter dated 13-04-1997 addressed by the Divisional Cooperative Officer to the President of the Primary Agricultural Cooperative Credit Society.

2. The Divisional Cooperative Officer has informed the President of the Primary Agricultural Cooperative Credit Society that there was prima facie material to suspect the integrity of the paid secretary of the said society, who is incidentally the writ petitioner, as it is suspected that because of his conduct leading to certain irregularities, the society had suffered a substantial loss running over Rs.2.16 lakhs and therefore, beseeched the President to act swiftly in the matter and solicit attachment of the properties, if any owned by such a paid employee so as to ultimately protect the interest of the Primary Agricultural Cooperative Credit Society. Through this communication dated 13th April,1997, the Divisional Cooperative Officer has not decided either the guilt or the liability of the writ petitioner to pay up that Rs.2.16 lakhs or did the Divisional Cooperative Officer determine the attachment of the unknown properties of the writ petitioner. It is a simple and pure communication of information about the possible culpability of the writ petitioner. Beyond that there is never any adjudication or determination of anything much less touching upon the rights of the parties. Therefore, the writ petition is misconceived and is, accordingly, dismissed. No order as to costs.

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NOOTY RAMAMOHANA RAO,J

22-11-2006
Stp